

Senate Engrossed

FILED

**JANICE K. BREWER
SECRETARY OF STATE**

State of Arizona
Senate
Forty-eighth Legislature
Second Regular Session
2008

CHAPTER 6

SENATE BILL 1011

AN ACT

AMENDING SECTION 13-3727, ARIZONA REVISED STATUTES; RELATING TO RESIDENCY
RESTRICTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 13-3727, Arizona Revised Statutes, is amended to
3 read:

4 13-3727. Unlawful residency; persons convicted of criminal
5 offenses; exceptions; preemption; measurement;
6 classification

7 A. It is unlawful for a person who has been convicted of a dangerous
8 crime against children as defined in section 13-604.01 OR WHO HAS BEEN
9 CONVICTED OF AN OFFENSE COMMITTED IN ANOTHER JURISDICTION THAT IF COMMITTED
10 IN THIS STATE WOULD BE A DANGEROUS CRIME AGAINST CHILDREN AS DEFINED IN
11 SECTION 13-604.01, who is required to register pursuant to section 13-3821
12 and who is classified as a level three offender pursuant to sections 13-3825
13 and 13-3826 to reside within one thousand feet of the real property
14 comprising any of the following:

15 1. A private school, as defined in section 15-101, or a public school
16 that provides instruction in kindergarten programs and any combination of
17 kindergarten programs and grades one through eight.

18 2. A private school, as defined in section 15-101, or a public school
19 that provides instruction in any combination of grades nine through twelve.

20 3. A child care facility as defined in section 36-881.

21 B. This section does not apply to any of the following:

22 1. A person who establishes the person's residence before the
23 ~~effective date of this section~~ SEPTEMBER 19, 2007 or before a new school or
24 child care facility is located.

25 2. A person who is a minor.

26 3. A person who is currently serving a term of probation.

27 4. A person who has had the person's civil rights restored pursuant to
28 chapter 9 of this title.

29 5. A person who has not been convicted of a subsequent offense in the
30 previous ten years, excluding any time the person was incarcerated in any
31 federal, state, county or local jail or prison facility.

32 C. Notwithstanding any other law and as a matter of statewide concern,
33 a county, city or town shall not enact an ordinance that provides for
34 distance restrictions greater than those found in this section.

35 D. FOR THE PURPOSES OF SUBSECTION A OF THIS SECTION, MEASUREMENTS
36 SHALL BE MADE IN A STRAIGHT LINE IN ALL DIRECTIONS, WITHOUT REGARD TO
37 INTERVENING STRUCTURES OR OBJECTS, FROM THE NEAREST POINT ON THE PROPERTY
38 LINE OF A PARCEL CONTAINING THE PERSON'S RESIDENCE TO THE NEAREST POINT ON
39 THE PROPERTY LINE OF A PARCEL CONTAINING A CHILD CARE FACILITY OR A SCHOOL.

40 ~~D.~~ E. A person who violates this section is guilty of a class 1
41 misdemeanor.

APPROVED BY THE GOVERNOR APRIL 4, 2008.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 4, 2008.

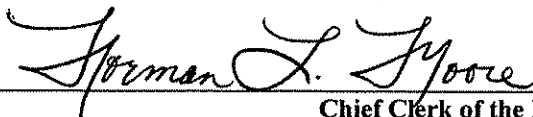
Passed the House April 1, 20 08,

by the following vote: 58 Ayes,

0 Nays, 2 Not Voting



Speaker of the House

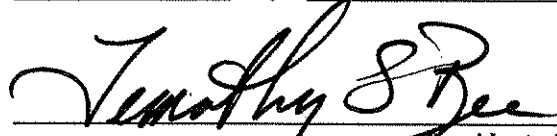


Chief Clerk of the House

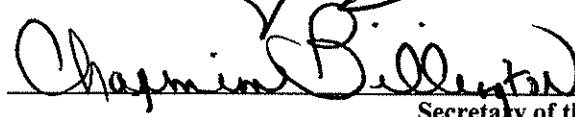
Passed the Senate February 19, 20 08,

by the following vote: 28 Ayes,

1 Nays, 1 Not Voting



President of the Senate



Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

2nd day of April, 2008,

at 2:01 o'clock P. M.



Secretary to the Governor

Approved this 4 day of

April, 2008,

at 8⁴⁰ o'clock A. M.



Governor of Arizona

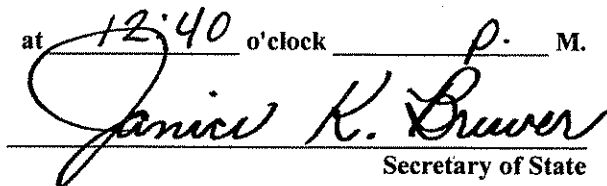
S.B. 1011

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 4 day of April, 2008,

at 12:40 o'clock P. M.



Secretary of State